

42 Rec'd PCT 15 APR 1997 #3
154-13076
PATENT 5169

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Maria Anna Wubben, et al.
Title: PECTINS AS FOAM STABILIZERS FOR BEVERAGES
HAVING A FOAM HEAD
Serial No.: 08/776,321
International
Filing Date: August 3, 1995
International
Application No.: PCT/NL95/00266
Docket: 29865

LETTER

Assistant Commissioner for Patents
ATTN: BOX PCT
Washington, D.C. 20231

Sir:

In response to the Notification of Missing Requirements
Under 35 U.S.C. 371 in the United States Designated/Elected
Office (DO/EO/US) dated March 17, 1997, (copy enclosed) appli-
cants enclose herewith the required Declaration for Utility or
Design Patent Application. A check in the amount of \$130.00

"Express Mail" mailing label number EM296538823US

Date of Deposit April 15, 1997

I hereby certify that this paper or fee is being deposited
with the United States Postal Service "Express Mail Post
Office to Addressee" service under 37 C.F.R. § 1.10 on the
date indicated above and is addressed to the Assistant
Commissioner for Patents, Washington, D.C. 20231.

Linda Ibbett

Printed Name of Person Mailing Paper or Fee

Linda Ibbett

Signature of Person Mailing Paper or Fee

is enclosed to cover the late filing fee surcharge for the enclosed Declaration.

Applicant hereby petitions and requests for an extension of time, if any is needed, in order to make this filing timely. If there are any extension fees or other fees required by this communication, please charge any such fees to our Deposit Account No. 16-0820, Order No. 29865.

Respectfully submitted,

PEARNE, GORDON, MCCOY & GRANGER

By John P. Murtaugh
John P. Murtaugh, Reg. No. 34226

1200 Leader Building
Cleveland, Ohio 44114
(216) 579-1700

Date: April 15, 1997

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PEARNE, GORDON, MCCOY
& CHANGER

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
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Box PCT
Washington, D.C. 20231

SEARCHED PCT/PTO 15 APR 1997

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
08/776,321	WUBBEN	M 29865 Y0B

5611

PCT/NL95/00266

JOHN P. MURTAUGH
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1200 LEADER BUILDING
CLEVELAND OH 44114-1401

INTERNATIONAL APPLICATION NO.

I.A. FILING DATE

PRIORITY DATE

08/03/95 08/04/94

DATE MAILED:

03/17/97

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

a Designated Office (37 CFR 1.494),
 an Elected Office (37 CFR 1.495):

U.S. Basic National Fee.

Copy of the international application in:

a non-English language.

English.

Translation of the international application into English.

Oath or Declaration of inventors(s) for DO/EO/US.

Copy of Article 19 amendments.

Translation of Article 19 amendments into English.

The International Preliminary Examination Report in English and its Annexes, if any.

Translation of Annexes to the International Preliminary Examination Report into English.

Preliminary amendment(s) filed 30 Jan 97 and _____.

Information Disclosure Statement(s) filed _____ and _____.

Assignment document.

Power of Attorney and/or Change of Address.

Substitute specification filed _____.

Verified Statement Claiming Small Entity Status.

Priority Document.

Copy of the International Search Report and copies of the references cited therein.

Other:

2. The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a large entity small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY 21 OR 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes MUST be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: PCT/DO/EO/917 Notice of Defective Translation
 PTO-875

*Michelle Reed Mosley
Paralegal Specialist*

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